IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 3225 OF 2003
IN
INCOME TAX APPEAL (LDG.) NO. 1036 OF 2003

The Commissioner of Income-tax,
City-VII, Mumbai. ... Appellant.

V/s.

M/s.Wyeth Laboratories Ltd. ... Respondent.

Mr A. D.Kango for the appellant.

CORAM : DR.S.RADHAKRISHNAN
and V.C.DAGA, JJ.

DATED : 23rd April 2007.

P.C. :
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1. Heard the learned counsel for the appellant.

2. Perused affidavit in support of the Notice of Motion seeking condonation of 203 days delay. Additional affidavit is also filed in this case. Sufficient cause is made out for condoning delay in filing the above appeal. There is no case of inaction, negligence or want of bona fide on the part of the appellant. Hence, the notice of motion is made absolute in terms of prayer clause (a)

(V.C.DAGA, J.) **(DR.S.RADHAKRISHNAN, J.)**